

## DECLARATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

### HEMIASTERLIN DERIVATIVES AND USES THEREOF

the specification of which:

\_\_\_\_\_ is attached hereto;

☒ was filed on March 21, 2006 as Application Serial No. 10/572,871 and amended on \_\_\_\_\_ (if applicable); or

☒ was filed as PCT international application No. PCT/US2004/030921, on September 22, 2004 and was amended under PCT Article 19 on September 13, 2005 (if applicable).

I hereby state that I have reviewed and understood the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledged the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, §1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

#### **Prior Foreign Application(s):**

<i>Number</i>	<i>Country</i>	<i>Filing Date</i>	<i>Status</i>	<i>Priority Claimed (Y/N)</i>

U.S.S.N: 10/572,871

Attorney Docket No.: 2003946-0221  
Client Reference No.: HEAT-001-C2US

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) or PCT international application(s) designating the United States of America listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

**Prior US National Application(s) Application(s) and PCT Applications Designating the US:**

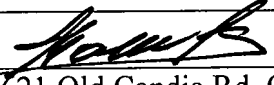
<i>Number</i>	<i>Country</i>	<i>Filing Date</i>	<i>Status</i>	<i>Priority Claimed (Y/N)</i>
10/667,864	U.S.	September 22, 2003	Allowed	Y
PCT/US2004/030921	PCT	September 22, 2004	Inactive	Y
PCT/US03/08888	PCT	March 21, 2003	Inactive	Y

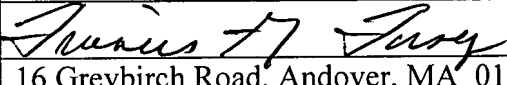
I hereby claim the benefit under Title 35, United States Code, §119(e) of any United States provisional application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, §1.56 which became available between the filing date of the prior application and the national filing date of this application.

**Prior US Provisional Application(s):**

<i>Number</i>	<i>Country</i>	<i>Filing Date</i>	<i>Status</i>	<i>Priority Claimed (Y/N)</i>
60/366,572	US	March 22, 2002	Expired	Y

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patents issued thereon.

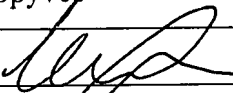
<b>Name:</b>	Silvio A. Campagna	
<b>Signature:</b>		<b>Date:</b> May 19, 2006
<b>Residence Address:</b>	621 Old Candia Rd, Candia, NH 03034	<b>Citizenship:</b> US
<b>Correspondence Address:</b>	Same as above	

<b>Name:</b>	Francis G. Fang	
<b>Signature:</b>		<b>Date:</b> May 19, 2006
<b>Residence Address:</b>	16 Greybirch Road, Andover, MA 01810	<b>Citizenship:</b> US
<b>Correspondence Address:</b>	Same as above	

<b>Name:</b>	James J. Kowalczyk	
<b>Signature:</b>	<i>James J. Kowalczyk</i>	<b>Date:</b> 5/25/06
<b>Residence Address:</b>	22 Railroad Street #405, Andover, MA 01810	<b>Citizenship:</b> US
<b>Correspondence Address:</b>	Same as above	

<b>Name:</b>	Shawn Schiller	
<b>Signature:</b>	<i>Shawn Schiller</i>	<b>Date:</b> 5-25-2006
<b>Residence Address:</b>	614 Hilldale Avenue, Haverhill, MA 01832	<b>Citizenship:</b> US
<b>Correspondence Address:</b>	Same as above	

<b>Name:</b>	Boris M. Seletsky	
<b>Signature:</b>	<i>B. Seletsky</i>	<b>Date:</b> 5-22-06
<b>Residence Address:</b>	8 Delphi Circle, Andover, MA 01810	<b>Citizenship:</b> US
<b>Correspondence Address:</b>	Same as above	

<b>Name:</b>	Mark Spyvee	
<b>Signature:</b>		<b>Date:</b> 5/22/06
<b>Residence Address:</b>	75 Laura Lane, Hamstead, NH 03841	<b>Citizenship:</b> United Kingdom
<b>Correspondence Address:</b>	Same as above	

<b>Name:</b>	Hu Yang	
<b>Signature:</b>		<b>Date:</b>
<b>Residence Address:</b>	33 Stirling Street, Andover, MA 01810	<b>Citizenship:</b> US
<b>Correspondence Address:</b>	Same as above	

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**DECLARATION, PETITION AND POWER OF ATTORNEY**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am an original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**HEMIASTERLIN DERIVATIVES AND USES THEREOF**

the specification of which was filed on March 21, 2006 as Application No. 10/572,871

and was filed on September 22, 2004 as Application No. PCT/US04/30921, and was amended under PCT Article 19 on September 13, 2005.

In the event that the filing date and/or Application No. are not entered above at the time I execute this document, and if such information is deemed necessary, I hereby authorize and request my attorneys/agent(s) at **Lahive & Cockfield, LLP**, One Post Office Square, Boston, Massachusetts 02109-2127, to insert above the filing date and/or Application No. of said application.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by an amendment, if any, specifically referred to herein.

I acknowledge the duty to disclose all information known to me that is material to patentability in accordance with Title 37, Code of Federal Regulations, § 1.56.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

I hereby appoint:

All practitioners at Customer Number 00959

all of **Lahive & Cockfield, LLP**, One Post Office Square, Boston, Massachusetts 02109-2127, jointly, and each of them severally, my attorneys at law/patent agent(s), with full power of substitution, delegation and revocation, to prosecute this application, to make alterations and amendments therein, to receive the patent, and to transact all business in the U. S. Patent and Trademark Office connected therewith.

The undersigned hereby authorizes the U.S. attorney or agent named herein to accept and follow instructions from EISAI CO., LTD. as to any action to be taken in the United States Patent and Trademark Office regarding this application without direct communication between the U.S. attorney or agent and the undersigned. In the event of a change in the persons from whom instructions may be taken, the U.S. attorney or agent named herein will be so notified by the undersigned.

Please mail all correspondence to Elizabeth A. Hanley, Esq. at **Customer Number** 00959, whose address is:

**Lahive & Cockfield, LLP**  
One Post Office Square  
Boston, Massachusetts 02109-2127

Please direct telephone calls to: Elizabeth A. Hanley, Esq. at (617) 227-7400.

Please direct facsimiles to: (617) 742-4214

Full name of sole or first inventor <b>Silvio A. CAMPAGNA</b>	
Sole or first inventor's signature	Date
Residence <b>Candia, New Hampshire</b>	
Citizenship <b>US</b>	
Mailing Address  <b>621 Old Candia Road Candia, New Hampshire 03034</b>	

Full name of second inventor, if any <b>Francis G. FANG</b>	
Second inventor's signature	Date
Residence <b>Andover, Massachusetts</b>	
Citizenship <b>US</b>	
Mailing Address  <b>16 Greybitch Road Andover, Massachusetts 01810</b>	

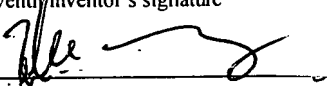
Full name of third inventor, if any <b>James J. KOWALCZYK</b>	
Third inventor's signature	Date
Residence <b>Andover, Massachusetts</b>	
Citizenship <b>US</b>	
Mailing Address  <b>22 Railroad Street, #405 Andover, Massachusetts 01810</b>	

Full name of fourth inventor, if any <b>Shawn SCHILLER</b>	
Fourth inventor's signature	Date
Residence <b>Haverhill, Massachusetts</b>	
Citizenship <b>US</b>	
Mailing Address  <b>614 Hilldale Avenue Haverhill, Massachusetts 01832</b>	



Full name of fifth inventor, if any <b>Boris M. SELETSKY</b>	
Fifth inventor's signature	Date
Residence <b>Andover, Massachusetts</b>	
Citizenship <b>Russian Federation</b>	
Mailing Address  <b>8 Delphi Circle Andover, Massachusetts 01810</b>	

Full name of sixth inventor, if any <b>Mark SPYVEE</b>	
Sixth inventor's signature	Date
Residence <b>Hampstead, New Hampshire</b>	
Citizenship <b>United Kingdom</b>	
Mailing Address  <b>75 Laura Lane Hampstead, New Hampshire 03841</b>	

Full name of seventh inventor, if any <b>Hu YANG</b>	
Seventh inventor's signature 	Date <b>5/7/2007</b>
Residence <b>Andover, MA</b>	
Citizenship <b>US</b>	
Mailing Address  <b>33 Stirling Street Andover, Massachusetts 01810</b>	

Full name of eighth inventor, if any	
Eighth inventor's signature	Date
Residence	
Citizenship	
Mailing Address	